

HOUSE BILL 3189

By Turner M

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 8 and Title 12, relative to public contracts.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 12, Chapter 4, Part 1, is amended by adding the following language as a new section:

§12-4-126.

On and after the effective date of this act, in the case of any contract for services to be let by a department or agency of state government organized in title 4, chapter 3, to an outside entity, the commissioner or director of such department or agency shall certify to the comptroller of the treasury that no state employee within that department or agency is capable of accomplishing the tasks sought to be contracted. The commissioner or director shall attach to the certification persuasive written reasons as to the inability of the department or agency's employees to perform the services required under the contract. All such contracts shall be subject to review by the fiscal review committee in the same manner as the committee reviews non-competitive contracts under § 12-4-109.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.